



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

DEC 17 1997

OFFICE OF
AIR AND RADIATION

Mr. Richard Marcus, President
FRC International, Inc.
6150 Merger Drive
Holland, OH 43528

Dear Mr. Marcus:

The Environmental Protection Agency (EPA) has received and reviewed the information submitted by FRC International in support of its certification as a refrigerant reclaimer under 40 CFR 82.164. EPA has determined that this information meets the data requirements of 82.164(d), and FRC International is certified as a refrigerant reclaimer.

In its submission, FRC International stated that it will:

1. return refrigerant to at least the standard of purity set forth in ARI 700-1993, Specifications for Fluorocarbon Refrigerants, (as required by §82.154(g)),
2. verify the purity of the refrigerant using the methods set forth in ARI Standard 700-1993, (as required by §82.154(g)),
3. release no more than 1.5 percent of the refrigerant during the reclamation process (as required by §82.154(i)), and
4. dispose of wastes from the reclamation process in accordance with all applicable laws and regulations.

FRC International must also comply with the following recordkeeping and reporting requirements:

1. FRC International must maintain records of the names and addresses of persons sending material for reclamation and the quantity of the material (the combined mass of refrigerant and contaminants) received for reclamation. Such records must be maintained on a transactional basis (§82.166(g)).
2. FRC International must maintain records of the quantity of material received for reclamation, the mass of refrigerant reclaimed, and the mass of waste products. FRC International must report this information to the Administrator annually within 30 days of the end of the calendar year (§82.166(h)).

A copy of the records must be kept at the reclamation facility and must be readily available for EPA review. In addition, any equipment that is used to recover refrigerant from appliances must be certified pursuant to §82.158.

EPA will periodically inspect reclaimer facilities to ensure compliance with EPA regulations. These inspections may include, but are not limited to, examination of records, review of equipment used by the reclaimer, measurement of the levels of refrigerant released to the atmosphere, and certification that the refrigerant is purified to the regulatory standard.

If at any time FRC International fails to comply with the above requirements or with any of the provisions of 40 CFR Part 82 Subpart F, the Administrator reserves the right to revoke certification. FRC International should inform EPA promptly of any changes in its operations, such as changes of address. This certification is not transferable. In the case of a change of ownership, the new owner must certify under §82.164 within 30 days of the change in ownership (§82.164(f)).

In addition to the requirements of 40 CFR Part 82 Subpart F, you should be aware of requirements for importers of used controlled substances that were published as part of the amendments to the accelerated phaseout regulation (Subpart A) in the *Federal Register* on May 10, 1995. Importers of used controlled substances must now submit a petition to EPA 15 working-days before a shipment is to leave the foreign port of export. As part of the petition, the importer must document the previous use of the material. EPA will review the petition within the 15 working-days, and if there is insufficient information or reason to disallow the import, an objection notice will be issued. If the shipment is approved, EPA will send an approval notice to the importer. We suggest you ask potential suppliers of used substances about the source of the material and type(s) of equipment from which the material is being removed. If you believe that the material was imported, we suggest that you ask for the approval notice from EPA. This will help to ensure that you do not become a handler of illegally imported substances.

If you have any questions, please contact Jake Johns of my staff at (202) 233-9870.

Sincerely,



Sue Stendebach, Chief
Program Implementation Branch

All records should be addressed to:

§608 Recycling Program Manager (Reclaimer Reporting)
U.S. Environmental Protection Agency
Mail Code 6205J
401 M Street, SW
Washington, DC 20460